

Application No. 10/038,255

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REMARKS GENERAL

The July 1, 2004 office action rejected Claims 65-67 under 35 U.S.C. 112(b) as being anticipated by Norman et al Patent No. (6,070,372). A telephone interview between the Examiner and the Applicant took place on July 15, 2004 regarding the previous office action. The Applicant faxed a draft version of amendments on July 14, 2004 and a copy on July 15, 2004. It was suggested and agreed in this interview to amend the claims with changes to place the application in an allowable status. The suggested changes were to include the suggested changes per the July 14, 2004 fax, and to amend Claim 65 with all the physical and structural restrictions of Claims 65 and 66. This amendment incorporates all suggested changes and places the application in an allowable status.

Claims 68-76 were objected to as being dependent upon a rejected base claim.

Applicant requests cancellation of claims 65 through 76 of record and substitution of new claims 77 to 88. New claims were rewritten to define the invention patentably over the reference.

The Rejection of Claim 65 is Overcome in Rewritten Claim 77

The new claim 77 is rewritten to define the invention patentably over Norman.

Norman and Difference of Present Invention

Norman discloses one or more auxiliary fold-out room for connection to an utility enclosure. Enclosure (10) is mounted on a concrete slab (20), and consists of walls (42, 44, 46 & 48), roof (40), and an air-conditioner (65). Fold-out room (12) consists of walls formed by panels (120, 140, 190 & 200). If another Fold-out room was erected in the other side it would have another duplicate set of side walls. In total, there would be 12 sidewalls. In the case of roofs, there would be one roof (40) for the enclosure and two roofs (70 & 90) for two Fold-out rooms.

The present invention is a self-contained air-conditioned enclosure assembly providing a climate-controlled environment for occupancy. Structurally the present invention has **only four**

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walls descending from **one roof**. Moreover, the present invention is **cuboid** or parallelepiped or rectangular prism shaped.

New claim 77 is rewritten to further distinctly show the novel and unobvious physical features of the invention over the reference by inclusion of '**four walls**', 'enclosed space is **cuboid shaped**' and physical and structural restrictions of Claims 66. The physical restrictions of Claims 66 are **slab, roof, and sidewalls**. The structural restrictions of Claims 66 are 'sidewalls extending downwardly from said roof', 'said slab located within said enclosed space, and said sidewalls', and 'said sidewalls incorporates said opening'.

The Rejection of Claims 66 is Overcome in Rewritten Claim 78

Claim 78 is rewritten to emphasis the the novel and unobvious physical features of the invention over the reference by the inclusion of '**four walls**'. Claim 78 is based on independent claim 77, and based on the rewritten Claim 77 would place Claim 78 in an allowable status.

The Rejection of Claims 67 is Overcome in Rewritten Claim 79

Claim 52 is rewritten to include **frame members**, the unique physical feature of the present invention by including 'self-supporting enclosure includes a plurality of frame members forming a support structure that supports said roof and said sidewalls'. The frame members are features that are not present in Norman's structure.

Objection of Claim 68-70 is Overcome, Rewritten Claim 80-82

These Claims are objected to as being dependent upon a rejected base claim. The rewritten claim refers to new Claim 77. As shown above the base claim has been revised to overcome rejection and hence the objection to these claims is overcome. These claims are edited with the new base claim number 77.

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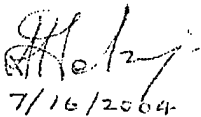
Objection of Claims 71-76 is Overcome, Rewritten Claims 83-88

Claims 55-61 were objected to as being dependent upon a rejected base claim. The base claim has been revised as shown above to overcome rejection and hence the objection to these claims is overcome. These claims are edited with the new base claim numbers.

Conclusion

For all of the above reasons, applicant submits that the claims are now in the manner required by 35 U.S.C. 112, second paragraph to be definite, specific, organized and correlated. Therefore, the applicant submits that this application is now in condition for allowance, which action is respectfully solicited.

Very respectfully,


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